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March 26, 1979

Mr. F. Michael Thompson
Engineering Geologist
Department of Natural Resources
Division of Oil, Gas and Mining
1588 West North Temple
Salt Lake City, Utah 84116

Re: Mountain King Mine
ACT/015/023

Dear Mr. Thompson:

We have received your recent communication dated March 15, 1979 to Mr. Don Ekker. In connection with the proposed Mining and Reclamation Plan submitted by Mr. Don Ekker on the above claims, please be advised that Riter Ekker and Don Ekker, whom I represent, have indicated that they are in concurrence with the proposed recommendations made by you to alter their plan of operations. They agree to separately stockpile the topsoil and the colluvium from the initial stockpile of overburden. We understand that this procedure will facilitate reclamation of the area once initial open pit mining is completed.

The proposed seed mixture as amended by you is also acceptable to the Ekkers. They will plant in the fall or early winter following completion of the open pit mining operation the following mixture of seeds:

- 3 pounds/ acre Fairway Crested Wheatgrass
- 2 pounds/ acre Russian Wildrye
- 1 pound/ acre Indian Ricegrass
- 1 pound/ acre Pubescent Wheatgrass
- 1 pound/ acre Utah sweetvetch (alfalfa if available)
- 1 pound/ acre Winterfat
- 1 pound/ acre Four-wind saltbush

The applicants will continue to attempt to transplant juniper trees and sagebrush; however, at this time will not guaranty their survival upon transplantation.

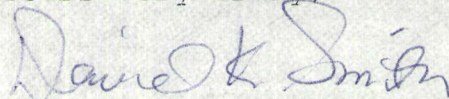
When and if underground development becomes feasible or desireable, the applicants will amend their Mine Plan in sufficient time to obtain appropriate approvals.

Mr. K. Michael Thompson
Engineering Consultant
March 26, 1979

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We appreciate your interest and assistance in helping Mr. Riter Ekker and Mr. Don Ekker achieve a positive response to their proposed Mine Plan. If there are any further modifications which you deem appropriate to the plan, please advise. We look forward with great interest to a further pleasant association with the Utah State Department of Natural Resources.

Yours very truly,



DAVID K. SMITH, ESQ.
Attorney at Law

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